M0390013

*Route: Dawn —
Susan —
file:
B+H
Stone
11/21/06*

rsa	# ROBINSON SEILER & ANDERSON, L.C.

Attorneys and Counselors at Law

Mark F. Robinson	Jared J. Pace
Thomas W. Seiler	Lori D. Huntington
Jared L. Anderson	

November 17, 2006

<u>Via U.S. Mail</u>

Steven F. Alder
Assistant Attorney General
Utah Division of Oil, Gas, and Mining
1594 West North Temple #300
Salt Lake City, Utah 84116

RE: **Far West Bank Letter of Credit for B & H Stone Supply**

Dear Steve:

This letter is sent as a confirmation of our telephone discussion today. As we discussed, as a result of its recent meetings and discussions with Bryce Haas, Far West Bank believes that B & H Stone Supply ("B & H") and/or Bryce Haas will provide collateral to Far West Bank as security for its issuance of the letter of credit. Far West Bank has given B & H a deadline of December 31, 2006 to provide this collateral and to sign appropriate loan documentation.

Once Far West Bank obtains the appropriate collateral and loan documentation from B & H, it will be willing to renew or reaffirm the letter of credit so that by its terms the letter of credit expires on August 30, 2007 (provided the 90 days notice is given to the Division of Oil, Gas and Mining) or is automatically extended for an additional period of one year as set forth in the letter of credit. Of course, B & H's willingness to provide the collateral is likely dependent on B & H being able to secure whatever permits, renewals, or approvals are necessary to continue operating on the land.

You have agreed to give Far West Bank until December 31, 2006 to arrange the collateralization of the letter of credit as set forth above.

If your understanding of our discussion today differs from the above, please advise me by reply in a separate letter.

Thank you once again for your cooperation in this matter.

Very truly yours,

ROBINSON, SEILER & ANDERSON, LC

Jared J. Pace, Esq.
Attorney at Law

Enclosures

Cc: Far West Bank
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